IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.7680 of 2007
Date of Decision: 21.5.2007

Punjab State Electricity Board

Petitioner

versus

Presiding Officer, Labour Court, Patiala and another

Respondents

CORAM:- **HON'BLE MR. JUSTICE JASBIR SINGH**

HON'BLE MRS. JUSTICE NIRMAL YADAV

Present: Shri Amit Mehta, Advocate for the petitioner

Jasbir Singh, J. (Oral)

Vide award dated 24.8.2005 (Annexure P/4), passed by the Labour Court, Patiala, reinstatement of respondent No.2, with continuity of service and on payment of 50% back wages was allowed.

The Court below has found it, as a matter of fact, that when service of the respondent-workman was terminated, in 12 months preceding to that date, he had completed 240 days in service. It has come on record that the respondent-workman was taken in service in the month of February 1984 and he continued to work as such till 25.7.1990, when his service was terminated without payment of retrenchment compensation. It was stand of the petitioner-management that his service was terminated because he entered the service on the strength of a bogus certificate. That fact has not been proved before the Court below. Even when service was terminated, no enquiry was conducted in that regard. Order passed by the labour Court is perfectly justified. No case is made out for interference.

Dismissed.

(Jasbir Singh)
Judge

May 21, 2007
gk

(Nirmal Yadav)
Judge